

Table 1  
California Seismic Safety Commission  
*Final Legislative Report*  
2003-04 Legislative Session

<b><u>2003-04 Legislation</u></b>				
	<i>Location/Status</i>	<i>Summary</i>	<i>Comments</i>	<i>Comm. Position</i>
AB 736 (Hancock)	<b>VETOED By Governor</b>  (Sept 27)	Directs the State Allocation Board to adopt regulations to promote schools designed according to criteria developed by the “Collaborative for High Performance Schools” (energy efficiency and resource conservation).	Governor’s veto message indicated that this bill was premature because it relied on funds from a prospective 2006 bond issue.	<b>WATCH</b>
AB 920 (Nakano)	<b>ENROLLED &amp; SIGNED</b>  <b><u>Chapter 66,</u></b> <b><u>Statutes of 2004</u></b>	Modifies Natural Hazards Disclosure Form (EQs) used by transferees of real property. Sponsored by the Calif. Association of Realtors (CAR). Modifies the disclosure <u>form</u> to allow reliance on representations by third party consultants.	CAR representatives indicate the bill is not a substantive change in law, but only conforms the official <u>form</u> with other existing provisions relating to disclosure.	<b>WATCH</b>
AB 1588 (Negrete McLeod)	<b>VETOED By Governor</b>  (Sept 9/30)	Enacts the Rapid Disaster Response Act of 2004 authorizing the use of federal OHS funds for the acquisition of helicopters and other aircraft for use in response to natural disasters (including earthquakes).	This measure is primarily directed at the Dept of Forestry and Fire Protection for the purchase of firefighting equipment. No specific appropriation included.	<b>(None) *</b>

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AB 1633 (Levine)	Senate Housing & Community Development Committee  <u>Bill withdrawn by author.</u>	Allows the State Building Standards Commission to adopt, if necessary, building standards (for buildings that are otherwise outside State jurisdiction) for public interest or uniformity purposes.	Stalled in Senate Housing and Community Development Committee.	<b>WATCH</b>
AB 1790 (Corbett)	<b>VETOED By Governor (Aug 27)</b>	Makes statement about legislative <u>intent</u> to consider seismic safety upgrade program for school facilities.	This is a follow-up on AB 300-ordered study of schools. Earlier version of bill called on SAB to establish a seismic upgrades program.	<b>SUPPORT</b>
AB 1831 (Bermudez)	Died in Conference Committee.	Directs OES Committee to create and adopt a performance standard for interoperability among state & local communication devices.	OES Committee's report is due August 1, 2005.	<b>SUPPORT</b>
AB 2031 (Cogdill)	<b>ENROLLED &amp; SIGNED</b>  <b><u>Chapter 326, Statutes of 2004</u></b>	Directs counties to undertake search and rescue efforts consistent with the Model Operating Search and Rescue guidelines developed by OES.	Compromise measure developed by law enforcement and firefighter groups.	<b>Watch</b>

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AB 2197 (Aghazarian)	<b>VETOED By Governor (Sept. 28)</b>	Directs the Secretary of Resources Agency to consult with a designated group to evaluate whether state should continue to conduct periodic inspections of dams licensed by, and subject to, annual inspections by the Federal Energy Regulatory Commission. Affects an estimated 200 dams in California.	Under current law, dam owners pay fees to both federal and state inspectors. Seismic inspections conducted by both governmental agencies. <u>SSC added to “interested parties” group (per June 17 amendments).</u>	<b><u>SUPPORT IF AMENDED</u></b> (to add SSC to <u>Designated Group</u> )
AB 2366 (Dutra/Chan)	Died on Senate Floor.	Consolidates management of toll bridge revenues under Bay Area Toll Authority; Requires BATA to provide additional \$520 million in toll revenues to Caltrans for Bay Bridge seismic work.	Amended late in session when additional cost overruns were identified.	<b>(None) *</b>
AB 2533 (Salinas)	<b>ENROLLED &amp; SIGNED</b>  <u>Chapter 659, Statutes of 2004</u>	Imposes civil and potential private action penalties on owners of URM buildings for failure to comply with existing laws requiring the posting of warning placards. Revises wording on placards; Requires warnings to future tenants of URM buildings	This bill complements the Commission-sponsored AB 3032. Bill originated with parents of woman killed in San Simeon Earthquake.	<b>SUPPORT</b>
AB 2570 (Dutton)	Assembly Appropriations Committee  Died on the Committee Suspense File	Authorizes school districts to apply to State Allocation Board for funds to prevent damage to a building facing “imminent danger” from natural disaster.	Author’s office indicates that this bill is directed to San Bernardino area schools vulnerable to fire and flood hazards. Held by Assembly Appropriations Committee on Suspense File (subject to be taken up following enactment of Budget Bill).	<b>WATCH</b>

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AB 2632 (Bogh)	<b><u>ENROLLED &amp; SIGNED</u></b>  <b><u>Chapter 453, Statutes of 2004</u></b>	Exempts certain alterations to skilled nursing facilities from pre-construction plan review and inspection by OSHPD (applies only to single-story, wood frame or light steel frame construction).	Exemption applies if the alterations: (1) Repair existing systems; (2) Are for routine maintenance; (3) Do not materially alter the structural, architectural or mechanical integrity of facility; or (4) Do not degrade the current life-safety condition of the building.	<b>WATCH</b>
AB 2638 (Cogdill)	<b><u>ENROLLED &amp; SIGNED</u></b>  <b><u>Chapter 642, Statutes of 2004</u></b>	Requires that the written rules and regulations that agencies use to interpret application of the CBC shall be made available to the public upon request.	Introduced to address AIA concerns that some local building departments refuse to release local interpretations of Calif. Building Code provisions.	<b>(None)</b>
AB 2720 (Laird)	<b><u>ENROLLED &amp; SIGNED</u></b>  <b><u>Chapter 192, Statutes of 2004</u></b>	Modifies conditions under which an engineer (other than an architect or structural engineer) may prepare plans and/or supervise projects involving improvements to hospitals. Applies when the plans and specifications do not affect the architectural or structural conditions, plans may be prepared "under the responsible charge" of a professional engineer (not necessarily an architect or SE).	Author says change is needed so OSHPD will allow certain non-structural improvements (e.g., hospital parking lot, electrical systems) to be done without SE or architect.	<b>WATCH</b>

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AB 2855 (Laird)	<b>ENROLLED &amp; SIGNED</b>  <u>Chapter 895, Statutes of 2004</u>	Omnibus bill that deletes several reimbursable local mandate provisions in existing law.	Among the bill's changes is a re-casting of schools' obligation to do earthquake planning and preparedness, which is now included within the schools' comprehensive school safety plans.	<b>(None)</b>
AB 2973 (Cohn)	<b>VETOED By Governor (Aug 27)</b>	Expedites the review of seismic improvements to hospitals (under the Alquist Act), allows hospitals to employ independent plan reviewers (certified by OSHPD) to check plans. Applies to projects of over \$50 million (or projects of \$20M-50M, under certain conditions).	Sponsored by California Healthcare Association (representing hospitals). Governor's veto message indicated that he agreed with the bill's concept, but objected to the bill's exemptions from existing personnel restrictions.	<b>WATCH</b>
AB 3010 (Laird)	<b>VETOED By Governor (Sept 20)</b>	Calls on DSA to: Review plans for community college facilities "at appropriate stages;" Assign specific DSA staff; and Establish training sessions for planners.	Governor's veto message indicated that the bill's arrangements could be accomplished administratively and did not require legislation.	<b>WATCH</b>
AB 3032 (Yee)	<b>ENROLLED &amp; SIGNED</b>  <u>Chapter 308, Statutes of 2004</u>	Exempts retrofitted URM buildings from placarding requirement. Modifies sign language. Authorizes use of alternate signage indicating seismic upgrade.	<b><u>Commission-sponsored legislation.</u></b>	<b>SPONSOR</b>

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AB 3033 (Yee)	<b>ENROLLED &amp; SIGNED</b>  <b><u>Chapter 663,</u></b> <b><u>Statutes of 2004</u></b>	De-linking of seismic retrofit of URM buildings from other building improvement requirements. Requires Commission to prepare written evaluation. 2009 Sunset date included.	<b><u>Commission-sponsored legislation.</u></b>	<b>SPONSOR</b>
AB 3082 (Assembly Judiciary Committee)	<b>ENROLLED &amp; SIGNED</b>  <b><u>Chapter 183,</u></b> <b><u>Statutes of 2004</u></b>	Technical correction of organic code section that authorizes Commission's funding source.	Provision affecting Commission is included in omnibus technical corrections bill (Sec. 242).	<b>SUPPORT</b>
ACR 199 (Liu)	<b>ENROLLED</b>  <b>Res. Chapter 47,</b> <b>Statutes of 2004</b>	Resolution designating first week of May 2004 as "Disaster Resistant California" week.	Introduced to recognize Third Annual "Disaster Resistant California" Conference in Sacramento.	
ACR 200 (Corbett)	<b>ENROLLED</b>  <b>Res. Chapter 48,</b> <b>Statutes of 2004</b>	Resolution declaring April as "California Earthquake Preparedness Month"	Promotes education, mitigation seismic evaluations, and information exchange with other states and nations re earthquake preparedness.	

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SB 111 (Knight)	<b>ENROLLED &amp; SIGNED</b>  <b><u>Chapter 193,</u></b> <b><u>Statutes of 2004</u></b>	Clean-up measure that deletes reporting requirements for several previously issued reports by various state agencies.	Deletes obsolete seismic report requirement deadlines and law requiring a 1991 report by DSA and CBSC on expediting design review of buildings using earthquake mitigation technologies.	Neutral
SB 694 (Natural Resources Committee)	<b>ENROLLED &amp; SIGNED</b>  <b><u>Chapter 224,</u></b> <b><u>Statutes of 2004</u></b>	Among its several technical clean-up items, this bill repeals provisions relating to Regional EQ Preparedness Projects, and to a 1988 early warning seismic detection system report (by Dept. of Conservation). Omnibus Clean-up bill—Bay Area Regional EQPP and So. Calif. Regional EQPP have existing 6/30/95 sunset clause.	Bill will be held in Assembly and not forwarded to Governor until after enactment of the annual Budget Act.	SB 694 (Natural Resources Committee)
SB 902 (Burton)	<b>VETOED By Governor</b>  (Sept 29)	Creates the Response and Rescue Fire Engine Act of 2004 authorizing OES to use \$25M in federal funds to acquire 150 fire engines for use in responding to natural disasters (including EQs).	Funds to be derived from federal Homeland Security Appropriations Act of 2004. Engines estimated cost= \$250-300K, each).	(None) *
SB 1147 (Hollingsworth)	<b>ENROLLED &amp; SIGNED</b>  <b><u>Chapter 792,</u></b> <b><u>Statutes of 2004</u></b>	Deletes coverage for losses associated with the 2003 Southern California fires and Dec 2003 San Simeon earthquake.	Relates to tax-related carry-overs of non-compensated property losses due to natural disasters.	<b>WATCH</b>

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SB 1175 (Denham)	Assembly Higher Education Committee (June 15 and June 22)  <b>Bill failed in Committee</b>	Allows new construction joint-use facilities on community college campuses to comply with either CBC or Field Act. Existing law requires community college facilities be constructed per Field Act. Bill is similar to SB 242 (Knight) of 2003, vetoed by Governor Davis in 2003.	The bill version heard on June 15 applied to all “new and acquired” community college facilities. The version heard on June 22 was limited to “joint-use” facilities. Both versions of the bill were defeated on the two hearing dates.	<b>OPPOSE</b>
SB 1363 (Ducheny)	<b><u>ENROLLED &amp; SIGNED</u></b>  <b><u>Chapter 492,</u></b> <b><u>Statutes of 2004</u></b>	Prohibits operators of lodging from raising rates in excess of 10 percent over pre-disaster rates. (Current law places post-disaster restrictions (10%) on goods and gasoline.)		<b>SUPPORT</b>
SB 1474 (Escutia)	Assembly Insurance Committee  <b>Bill failed in Committee</b>	Excludes claims resulting from earthquakes as basis for denying new coverage or renewal of homeowners residential property insurance.	Bill failed to received enough votes in Committee for passage.	<b>WATCH</b>
SB 1654 (McPherson)	<b><u>ENROLLED &amp; SIGNED</u></b>  <b><u>Chapter 669,</u></b> <b><u>Statutes of 2004</u></b>	Requires that purchases of public safety radio communication equipment comply with recommendations and standards set by the ANSI and TIA. Also adds the Office of Homeland Security to Public Safety Radio Strategic Planning Committee of OES.	This bill promotes coordination of radio communications among local emergency personnel (consistent with SSC recommendations in California Earthquake Loss Reduction Plan).	<b>SUPPORT</b>

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SB 1727 (Scott)	Senate Education Committee  <b><u>Bill withdrawn by author.</u></b>	Exempts all community college facilities from Field Act.	Committee hearing cancelled at request of author.	<b>OPPOSE</b>
SB 1896 (Burton)	Introduced March 3  <b><u>Bill withdrawn by author.</u></b>	Technical, non-substantive change to statute governing the California Earthquake Authority.	Spot bill. CEA abandoned bill.	<b>WATCH</b>
SB 1898 (Burton)	Senate Housing and Community Development Committee  <b><u>Bill withdrawn by author.</u></b>	Imposes new requirements for automatic gas shutoff devices certified by the State Architect. Adds gas flow-volume measurement (during or following EQ) on automatic gas shutoff valves as a condition to qualify for certification by DSA.	Committee hearing cancelled at request of author.	<b>WATCH</b>